

314.051 Practical nurse license -- Clinical internship -- Use of "L.P.N.A." by provisional licensee -- Use of "L.P.N." -- Inactive status -- Reinstatement -- Limited license.

- (1) An applicant for a license to practice as a licensed practical nurse shall file with the board a written application for a license verified by oath, that the applicant:
 - (a) Has fulfilled the requirements of KRS 214.615(1);
 - (b) Has completed the required educational program in practical nursing at an approved school of nursing and has completed requirements for graduation therefrom; and
 - (c) Is able to understandably speak and write the English language and to read the English language with comprehension.
- (2) The applicant for licensure to practice as a licensed practical nurse shall pay a licensure application fee, and examination fees if applicable, as set forth in a regulation by the board.
- (3) An applicant shall be required to pass an examination in any subjects the board may determine and, beginning January 1, 2006, complete the clinical internship in accordance with subsection (5) of this section. Application for licensure by examination shall be received by the board at the time determined by the board by administrative regulation.
- (4) Upon request, an applicant who meets the requirements of subsection (1) of this section shall be issued a provisional license that shall expire no later than six (6) months from the date of issuance. This period of time may be extended at the discretion of the board upon the provisional licensee showing that he or she has a temporary physical or mental inability to complete the clinical internship within six (6) months. The provisional licensee shall provide evidence as requested by the board to substantiate this inability.
- (5) The clinical internship shall last a minimum of one hundred twenty (120) hours and shall be completed within six (6) months of the issuance of the provisional license, unless an extension has been granted by the board pursuant to subsection (4) of this section. The board shall promulgate an administrative regulation in accordance with KRS Chapter 13A to establish procedures applicable to the documentation of completion of the internship. The internship may be completed during a clinical orientation period in a practice setting.
- (6) An individual who holds a provisional license shall have the right to use the title "licensed practical nurse applicant" and the abbreviation "L.P.N.A." An L.P.N.A. shall only work under the direct supervision of a nurse and shall not engage in independent nursing practice.
- (7) Upon the applicant's successful completion of all requirements for licensed practical nurse licensure, the board may issue to the applicant a license to practice as a licensed practical nurse if, in the determination of the board, the applicant is qualified to practice as a licensed practical nurse in this state.
- (8) The board may issue a license to practice as a licensed practical nurse to any applicant who has passed the examination prescribed by the board or its equivalent,

and has been licensed or registered as a licensed practical nurse or a person licensed to perform similar services under a different title, under the laws of another state, territory or foreign country if, in the opinion of the board, the applicant meets the requirements for a licensed practical nurse in this state. An applicant who has not practiced as a licensed practical nurse in another state or territory for at least one hundred twenty (120) hours within the first year following graduation from a school of nursing shall be required to complete the clinical internship in accordance with subsection (5) of this section. The board shall promulgate an administrative regulation in accordance with KRS Chapter 13A establishing the provisions to meet this requirement.

- (9) Any person who holds a license to practice as a licensed practical nurse in this state shall have the right to use the title "licensed practical nurse" and the abbreviation "L.P.N." No other person shall assume the title or use the abbreviation or any other words, letters, signs, or figures to indicate that the person using the same is a licensed practical nurse. No person shall practice as a licensed practical nurse unless licensed under this chapter.
- (10)
 - (a) Until November 1, 2005, those persons previously licensed by the board and not engaged in the practice of nursing in the Commonwealth of Kentucky, but desiring to maintain the right to use the title "L.P.N." may apply and be granted inactive status by the board in accordance with regulations promulgated by the board. Inactive status shall be renewed in accordance with administrative regulations promulgated by the board in accordance with KRS Chapter 13A, and those persons granted inactive status shall not be governed by the continuing competency provisions contained in this chapter. A licensed practical nurse on inactive status may petition the board for a renewal of a license to actively practice and shall complete the requirements as established in this chapter and by regulation of the board. Inactive status licenses shall not be issued for renewal after October 31, 2005.
 - (b) Beginning November 1, 2005, for a licensed practical nurse who is retired, upon payment of a one-time fee, the board may issue a special license to a licensed practical nurse in recognition of the nurse's retired status. A retired nurse may not practice nursing but may use the title "licensed practical nurse" and the abbreviation "L.P.N."
 - (c) A retired licensed practical nurse who wishes to return to the practice of nursing shall apply for reinstatement.
 - (d) The board shall promulgate an administrative regulation pursuant to KRS Chapter 13A to specify the fee required in paragraph (b) and reinstatement under paragraph (c) of this subsection.
- (11) Any person heretofore licensed as a practical nurse under the licensing laws of this state who has allowed the license to lapse by failure to renew may apply for reinstatement of the license under the provisions of this chapter.
- (12) A license to practice practical nursing may be limited by the board in accordance with regulations promulgated by the board and as defined in this chapter.

Effective: July 13, 2004

History: Amended 2004 Ky. Acts ch. 55, sec. 3, effective July 13, 2004. -- Amended 2000 Ky. Acts ch. 391, sec. 11, effective July 14, 2000. -- Amended 1994 Ky. Acts ch. 367, sec. 8, effective July 15, 1994. -- Amended 1992 Ky. Acts ch. 128, sec. 7, effective July 14, 1992. -- Amended 1990 Ky. Acts ch. 443, sec. 22, effective July 13, 1990. -- Amended 1986 Ky. Acts ch. 346, sec. 2, effective July 15, 1986. -- Amended 1982 Ky. Acts ch. 408, sec. 4, effective July 15, 1982. -- Amended 1978 Ky. Acts ch. 168, sec. 5, effective June 17, 1978. -- Created 1966 Ky. Acts ch. 20, secs. 11, 12(1), 13, 14, 17(2) and 18.

Legislative Research Commission Note (7/13/2004). The word "for" has been added to this statute so that subsection (10)(b) reads, "Beginning November 1, 2005, for a licensed practical nurse who is retired...." The Reviser of Statutes added this word when codifying 2004 Ky. Acts ch. 55, sec. 3, to correct a manifest clerical or typographical error in accordance with KRS 7.136(1)(h).